

Form 309

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

IN RE:

John Benjamin Vivian
Jodie Lynn Vivian
aka Jodie L Batka
Debtor(s)

Case No. 19-10899-TPA
Chapter: 13

Per 1/6/21 hearing

**ORDER DISMISSING CASE WITHOUT PREJUDICE AND
TERMINATING WAGE ATTACHMENT**

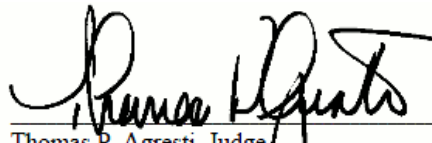
AND NOW, this *The 8th of January, 2021*, after notice and hearing and the Debtor(s) having failed to comply with the requirements of the *Bankruptcy Code*, the *Local Rules* of this Court and/or an Order of Court, it is hereby **ORDERED, ADJUDGED and DECREED** as follows:

(1) The above-captioned case is **DISMISSED, without prejudice**. The Debtor(s) remain legally liable for all his/her/their debts as if the bankruptcy petition had not been filed. Creditor collection remedies are reinstated pursuant to *11 U.S.C. §349*. Creditors are directed to *11 U.S.C. §108(c)* for time limits on filing a lawsuit to collect. **Generally, a creditor's lawsuit must be filed either before the time deadline imposed by state law for filing runs, or (30) thirty days after date of this Order, whichever is later.**

(2) Each income attachment issued in this case is now terminated. So that each employer and entity subject to an attachment Order knows to stop the attachment, the Debtor(s) shall immediately serve a copy of this order on each such employer and entity.

(3) The Court retains jurisdiction over the Trustee's Report of Receipts and Disbursements and Final Report and Account. Upon submission of the UST Form 13-FR-S: Chapter 13 Standing Trustee's Final Report and Account, the Trustee is discharged from her duties in this case and this case will be closed without further order of Court.

(4) The Clerk shall give notice to all creditors of this dismissal.


Thomas P. Agresti, Judge
United States Bankruptcy Court

Case Administrators to serve:
All Creditors and All Parties In Interest

In re:
John Benjamin Vivian
Jodie Lynn Vivian
Debtor(s)

Case No. 19-10899-TPA
Chapter 13

CERTIFICATE OF NOTICE

District/off: 0315-1
Date Rcvd: Jan 08, 2021

User: lmar
Form ID: 309

Page 1 of 3
Total Noticed: 40

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.
++	Addresses marked '++' were redirected to the recipient's preferred mailing address pursuant to 11 U.S.C. 342(f)/Fed.R.Bank.P.2002(g)(4).

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jan 10, 2021:

Recip ID	Recipient Name and Address
db/jdb	+ John Benjamin Vivian, Jodie Lynn Vivian, PO Box 677, Conneaut Lake, PA 16316-0677
sp	+ Dallas W. Hartman, 201 Green Ridge Drive, New Castle, PA 16105-6139
15117919	+ Aes / Pheaa frn, PO Box 61047, Harrisburg, PA 17106-1047
15117920	+ Ar Resources Inc, 1777 Sentry Parkway West, Blue Bell, PA 19422-2206
15117921	+ BFG Supply Company, PO Box 479, Burton, OH 44021-0479
15117922	++ CAINE & WEINER COMPANY, 12005 FORD ROAD 300, DALLAS TX 75234-7262 address filed with court:, Caine Weiner, Po Box 55848, Sherman Oaks, CA 91413
15117924	+ Commonwealth Financial, 245 Main Street, Dickson City, PA 18519-1641
15133231	+ Commonwealth of PA UCTS, Department of Labor & Industry, 651 Boas Street, Room 702, Harrisburg, PA 17121-0751
15117927	Geneva Truck & Equipment Inc, 17693 PA 285, Cochranon, PA 16314
15133233	+ John M Rossi, c/o Jessica A Smith, 1 East State Street, 4th Floor, Sharon, PA 16146-1714
15117928	+ KML Law Group PC, BNY Mellon Independence Center, 701 Market Street, Suite 5000, Philadelphia, PA 19106-1541
15133234	+ Lloyds Rental & Sales, 1355 South Main Street, Meadville, PA 16335-3072
15117929	+ Luke's Automotive, 1836 West 26th Street, Erie, PA 16508-1149
15117930	+ Meadville Diagnostic Medical Imaging Inc, 751 Liberty Street, Meadville, PA 16335-2559
15117933	+ PA Liberty St Emergency Physicians LLC, 751 Liberty Street, Meadville, PA 16335-2559
15129308	+ PHEAA, PO Box 8147, Harrisburg, PA 17105-8147
15149126	+ Penelec, c/o FirstEnergy/Penelec, 101 Crawford's Corner Rd., Bldg. #1, Ste. 1-511, Holmdel, NJ 07733-1976
15117934	+ Penn Credit Corporation, 2800 Commerce Drive, Harrisburg, PA 17110-9307
15117937	+ Progressive, PO Box 7247-0311, Philadelphia, PA 19170-0001
15133235	+ Tamara Kerr, 200 South Ridge East, Geneva, OH 44041-9303
15133236	+ Tracy Little, 27651 Hickory Corners Road, Guys Mills, PA 16327-5529
15148245	UPMC Physician Services, PO Box 1123, Minneapolis MN 55440-1123
15144672	+ Windstream, Attn: Financial Services, 1720 Galleria Blvd, Charlotte, NC 28270-2408

TOTAL: 23

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
cr	+ EDI: AISACG.COM	Jan 09 2021 06:03:00	Capital One Auto Finance, a division of Capital On, 4515 N Santa Fe Ave. Dept. APS, Oklahoma City, OK 73118-7901
15117923	+ EDI: CAPITALONE.COM	Jan 09 2021 06:03:00	Capital One N.A., PO Box 30285, Salt Lake City, UT 84130-0285
15117925	+ Email/Text: electronicbkydocs@nelnet.net	Jan 09 2021 04:41:00	Department Of Education / Nelnet Loans, 121 South 13th Street, Lincoln, NE 68508-1904
15205473	EDI: ECMC.COM	Jan 09 2021 06:03:00	Educational Credit Management Corporation, P.O. Box 16408, St. Paul, MN 55116-0408
15117926	+ Email/Text: bankruptcy@firstenergycorp.com	Jan 09 2021 04:41:00	First Energy, 5001 Nasa Boulevard, Fairmont, WV 26554-8248
15133232	+ EDI: HFC.COM	Jan 09 2021 06:03:00	Household Finance Consumer, Discount

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			Company, 3747 William Penn Highway, Monroeville, PA 15146-2189
15147192	+ Email/Text: Bankruptcy@natfuel.com	Jan 09 2021 04:41:00	National Fuel, Legal Dept., P.O. Box 2081, Erie, PA 16512-2081
15117931	+ Email/Text: Bankruptcies@nragroup.com	Jan 09 2021 04:41:00	National Recovery Agency, 2491 Paxton Street, Harrisburg, PA 17111-1036
15117932	+ Email/Text: toleski@oamortho.com	Jan 09 2021 04:41:00	Orthopedic Associates of Meadville, 11277 Vernon Place, Suite 200, Meadville, PA 16335-3719
15157828	Email/Text: Bankruptcy.Notices@pnc.com	Jan 09 2021 04:40:00	PNC Bank, N.A., P.O. Box 94982, Cleveland, OH 44101
15117935	Email/Text: Bankruptcy.Notices@pnc.com	Jan 09 2021 04:40:00	PNC Mortgage, Attn: Bankruptcy Dept., 3232 Newmark Drive, Miamisburg, OH 45342
15117936	EDI: PRA.COM	Jan 09 2021 06:03:00	Portfolio Recovery Associates, 150 Corporate Boulevard, Norfolk, VA 23502
15139803	+ Email/Text: bankruptcy@firstenergycorp.com	Jan 09 2021 04:41:00	Penn Power, 5001 NASA Blvd, Fairmont WV 26554-8248
15135492	Email/PDF: resurgentbknofications@resurgent.com	Jan 09 2021 04:09:02	Pinnacle Credit Services, LLC, Resurgent Capital Services, PO Box 10587, Greenville, SC 29603-0587
15117938	+ EDI: SWCR.COM	Jan 09 2021 06:03:00	Southwest Credit Systems, 4120 International Parkway, Carrollton, TX 75007-1958
15128456	+ Email/Text: electronicbkydocs@nelnet.net	Jan 09 2021 04:41:00	US Department of Education c/o Nelnet, 121 S 13th St, Suite 201, Lincoln, NE 68508-1911
15117939	+ Email/Text: wci.bankruptcy@windstream.com	Jan 09 2021 04:41:00	Windstream Communications Inc., 4001 Rodney Parham Road, Little Rock, AR 72212-2459

TOTAL: 17

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
cr		PNC BANK NATIONAL ASSOCIATION
cr	*	Educational Credit Management Corporation, PO Box 16408, St. Paul, MN 55116-0408

TOTAL: 1 Undeliverable, 1 Duplicate, 0 Out of date forwarding address

NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jan 10, 2021

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on January 8, 2021 at the address(es) listed

District/off: 0315-1

User: lmar

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Date Rcvd: Jan 08, 2021

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below:

Name	Email Address
Brian Nicholas	on behalf of Creditor PNC BANK NATIONAL ASSOCIATION bnicholas@kmlawgroup.com
Daniel P. Foster	on behalf of Joint Debtor Jodie Lynn Vivian dan@mrdebtbuster.com katie@mrdebtbuster.com;kaitlyn@mrdebtbuster.com;kristen@mrdebtbuster.com;fosterlaw@ecf.inforuptcy.com
Daniel P. Foster	on behalf of Debtor John Benjamin Vivian dan@mrdebtbuster.com katie@mrdebtbuster.com;kaitlyn@mrdebtbuster.com;kristen@mrdebtbuster.com;fosterlaw@ecf.inforuptcy.com
Office of the United States Trustee	ustpregion03.pi.ecf@usdoj.gov
Ronda J. Winnecour	cmecf@chapter13trusteewdpa.com

TOTAL: 5